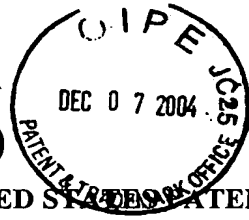


Docket No. 258249US3X PCT



DT03 Rec'd PCT/PTO 07 DEC 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kiyokazu TANAKA, et al.

SERIAL NO: 10/506,615

GAU:

FILED: September 13, 2004

EXAMINER:

FOR: SMALL SWING TYPE EXCAVATOR

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- ☒ The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- ☐ Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- ☒ Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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Form PTO 1449 (Modified)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	PATENT DOCKET NO. 258249US3X PCT	SERIAL NO. 10/506,615			
LIST OF REFERENCES CITED BY APPLICANT		APPLICANT Kiyokazu TANAKA, et al.				
		FILING DATE September 13, 2004	GROUP			
FOREIGN PATENT DOCUMENTS						
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES NO	
	AA	2001-288788	10/19/01	JP(with English abstract)		NO
	AB	8-13543	01/16/96	JP		NO
	AC	10-30255	02/03/98	JP		NO
	AD	2001-159154	06/12/01	JP		NO
	AE	10-168942	06/23/98	JP		NO
	AF	2001-323500	11/22/01	JP		NO
	AG	11-269931	10/05/99	JP(with English abstract)		NO
	AH	2001-303616	10/31/01	JP		NO
	AI	2001-271378	10/05/01	JP(with English abstract)		NO
	AJ	2001-059237	03/06/01	JP(with English abstract)		NO
	AK	2000-054429	02/22/00	JP(with English abstract)		NO
	AL	11-269933	10/05/99	JP(with English abstract)		NO
	AM	11-269932	10/05/99	JP(with English abstract)		NO
	AN	11-269930	10/05/99	JP(with English abstract)		NO
	AO	11-269929	10/05/99	JP(with English abstract)		NO
	AP	11-081379	03/26/99	JP(with English abstract)		NO
	AQ	11-081377	03/26/99	JP(with English abstract)		NO
	AR	11-081376	03/26/99	JP(with English abstract)		NO
	AS	8-246500	09/24/96	JP(with English abstract)		NO
	AT	7-186742	07/25/95	JP(with English abstract)		NO
	AU	7-26438	06/14/95	JP(with partial computer generated translation)		NO
	AV	7-21640	05/17/95	JP		NO
	AW	2001-295319	10/26/01	JP(with English abstract)		NO
	AX	9-315138	12/09/97	JP(with English abstract)		NO
	AY	5-125742	05/21/93	JP(with English abstract)		NO
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)						
	AZ				<input type="checkbox"/> Additional References sheet(s) attached	
Examiner					Date Considered	
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.						

U.S. PCT Application Serial No.: 10/506,615
Docket No.: 258249US3XPCT

STATEMENT OF RELEVANCY

1) References AA-AH have been cited in the International Search Report. Copies of these references are being submitted herewith only when not automatically provided by the International Searching Authority.

2) References _____ have been cited in the corresponding _____ Search Report. A copy of these references is being submitted herewith.

3) Reference AW-AY are discussed in the specification. A copy of these references is being submitted here with.

4) References AI-AV are additional prior art known to Applicant. A copy of these references are being submitted herewith.

JP2001-288778: This reference was published on Oct. 19, 2001 in Japan as laid-open publication of Japanese Patent Application No. 2000-107932. It discloses a CONSTRUCTION MACHINE. An English abstract thereof is herewith enclosed. This has been cited in the International Search Report during the PCT stage of this application.

JP11-269931: This reference was published on Oct. 05, 1999 in Japan as laid-open publication of Japanese Patent Application No. 10-076260. It discloses a REVOLVING WORKING MACHINE. An English abstract thereof is herewith enclosed. This has been cited in the International Search Report during the PCT stage of this application.

JP2001-271378: This reference was published on Oct. 05, 2001 in Japan as laid-open publication of Japanese Patent Application No 2000-082800. It discloses a SWIVELING WORKING MACHINE. An English abstract thereof is herewith enclosed.

JP2001-059237: This reference was published on Mar. 06, 2001 in Japan as laid-open publication of Japanese Patent Application No. 11-234418. It discloses a SLEWING TYPE CONSTRUCTION MACHINE. An English abstract thereof is herewith enclosed.

JP2000-054429: This reference was published on Feb. 22, 2000 in Japan as laid-open publication of Japanese Patent Application No. 10-227294. It discloses a HYDRAULIC WORKING MACHINE. An English abstract thereof is herewith enclosed.

JP11-269933: This reference was published on Oct. 05, 1999 in Japan as laid-open publication of Japanese Patent Application No. 10-078011. It discloses a REVOLVING WORKING MACHINE. An English abstract thereof is herewith enclosed.

JP11-269932: This reference was published on Oct. 05, 1999 in Japan as laid-open publication of Japanese Patent Application No. 10-076261. It discloses a REVOLVING WORKING MACHINE. An English abstract thereof is herewith enclosed.

JP11-269930: This reference was published on Oct. 05, 1999 in Japan as laid-open publication of Japanese Patent Application No. 10-076259. It discloses a REVOLVING WORKING MACHINE. An English abstract thereof is herewith enclosed.

JP11-269929: This reference was published on Oct. 05, 1999 in Japan as laid-open publication of Japanese Patent Application No. 10-076258. It discloses a REVOLVING WORKING MACHINE. An English abstract thereof is herewith enclosed.

JP11-081379: This reference was published on Mar. 26, 1999 in Japan as laid-open publication of Japanese Patent Application No. 09-240018. It discloses a SLEWING WORK MACHINE. An English abstract thereof is herewith enclosed.

JP11-081377: This reference was published on Mar. 26, 1999 in Japan as laid-open publication of Japanese Patent Application No. 09-240016. It discloses a SLEWING WORK MACHINE. An English abstract thereof is herewith enclosed.

JP11-081376: This reference was published on Mar 26, 1999 in Japan as laid-open publication of Japanese Patent Application No 09-240015. It discloses a SLEWING WORK MACHINE. An English abstract thereof is herewith enclosed.

JP 08-246500: This reference was published on Sep. 24, 1996 in Japan as laid-open publication of Japanese Patent Application No.7-053921. It discloses a HYDRAULIC WORK MACHINE. An English abstract thereof is herewith enclosed.

JP7-186742: This reference was published on Jul. 25, 1995 in Japan as laid-open publication of Japanese Patent Application No. 5-351097. It discloses a STRUCTURE FOR FUEL TANK. An English abstract thereof is herewith enclosed.

JP07-26438: This reference was published on Jun. 14, 1995 in Japan as laid-open publication of examined Japanese Utility Model Application. It discloses an ALL TURNING TYPE WORKING MACHINE. An English translation by the JPO relating its claim part of the corresponding laid-open publication No.05-022651 of the Japanese Utility Model Application is herewith enclosed.

JP07-21640: This reference was published on May 17, 1995 in Japan as laid-open publication of examined Japanese Utility Model Application. It discloses a CONSTRUCTION MACHINE with an upper rotating body as described in Figs. 1 and 2.

JP2001-295319: This reference was published on Oct. 26, 2001 in Japan as laid-open publication of Japanese Patent Application No. 2000-109801. It discloses an AIR CONDITIONER FOR CONSTRUCTION MACHINERY, as described in a section of "DESCRIPTION OF THE RELATED ART" of the specification of this application. An English abstract thereof is herewith enclosed.

JP09-315138: This reference was published on Dec. 09, 1997 in Japan as laid-open publication of Japanese Patent Application No. 08-160703. It discloses an AIR CONDITIONING DEVICE FOR CAB, as described in a section of "DESCRIPTION OF THE RELATED ART" of the specification of this application. An English abstract thereof is herewith enclosed.

JP05-125742: This reference was published on May 21, 1993 in Japan as laid-open publication of Japanese Patent application No. 03-286580. It discloses a BONNET STRUCTURE OF TURNING SERVICE CAR, as described in a section of "DESCRIPTION OF THE RELATED ART" of the specification of this application. An English abstract thereof is herewith enclosed.